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Fax Number: 571-273-8300

No. of Pages: 3

Date: May 31, 2006By: Sara E. Armstrong

Sara E. Armstrong

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph Urbano et al.

Application No.: 09/396,486

Filed: September 14, 1999

For: MEDICAL DIAGNOSTIC ULTRASOUND
SYSTEM AND METHOD)
)
)
) Examiner: F. Jaworski
)
) Group Art Unit: 3737
)
)
)
)Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450**FIFTH RESPONSE AND INTERVIEW SUMMARY**

Dear Sir:

In response to the Office Action dated March 7, 2006, an in-person interview was held between Examiner Jaworski and Craig Summerfield (Reg. No. 37,947) on May 25, 2006 and a telephone interview on May 30, 2006. An amended set of claims was submitted. The Examiner agreed to enter the claims by Examiner's amendment, resulting in allowance of the case.

However, part of the Office Action was an obviousness-type double patenting rejection over co-owned U.S. Patent No. 6,508,763. Accordingly, Applicants submit herewith a terminal disclaimer. In order to expedite issuance of a patent based on the above captioned application, a Terminal Disclaimer is enclosed. The Terminal Disclaimer conforms with 37 C.F.R. § 1.321(b). The assignee of the above referenced application and


U.S. Patent Nos. 6,508,763 is Acuson Corporation. By filing the Terminal Disclaimer to expedite issuance, Applicants are not admitting that any of the claims of the above referenced application are obvious in light of the claims of either of these patents.

CONCLUSION

Applicants respectfully submit that all of the pending claims are in condition for allowance and seeks early allowance thereof. If for any reason, the Examiner is unable to allow the application in the next Office Action and believes that an interview would be helpful to resolve any remaining issues, he is respectfully requested to contact the undersigned attorney at (650) 943-7554 or Craig Summerfield at (312) 321-4726.

PLEASE MAIL CORRESPONDENCE TO: Respectfully submitted,

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